

2683

#10
28
7/24/03



CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on July 9, 2003.

Katrin Kauffman
Katrin Kauffman

Docket No. 440402000400
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Jason F. HUNZINGER

Serial No.: 10/010,536

Filing Date: December 5, 2001

For: MINIMUM INTERFERENCE
MULTIPLE-ACCESS METHOD AND
SYSTEM FOR CONNECTION RESCUE

Examiner: Philip Sobutka

Group Art Unit: 2683

RECEIVED

JUL 16 2003

Technology Center 2600

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicant submits for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents (2) are also submitted herewith. The Examiner is requested to make these documents of record.

The documents listed on the attached Form PTO-1449 were cited in a PCT Search Report (copy attached) directed to counterpart international or foreign application; and in an Office Action in a corresponding U.S. application. A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.

This Supplemental Information Disclosure Statement is submitted:

- ☒ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
- ☐ A fee is required. A check in the amount of * is enclosed.
- ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
- ☒ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee is believed to be due.

Certificate of Prompt Filing under 37 C.F.R. § 1.97(e)(1)]

I hereby certify that each item of information was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

Applicant would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

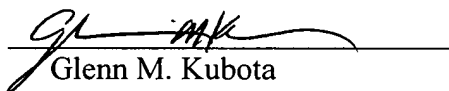
Serial No. 10/010,536
Docket No. 440402000400
Client Reference: LA2000-119/DNJP-59319-US

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 440402000400. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: July 9, 2003

Respectfully submitted,

By:


Glenn M. Kubota
Registration No. 44,197

Morrison & Foerster LLP
555 West Fifth Street
Suite 3500
Los Angeles, California 90013-1024
Telephone: (213) 892-5200
Facsimile: (213) 892-5454

Serial No. 10/010,536
Docket No. 440402000400
Client Reference: LA2000-119/DNJP-59319-US